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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF CALIFORNIA
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8 PAUL JORGENSON,

9 Plaintiff,

10 v.

11 THOMAS MOORE, M.D. et al.,

12 Defendants.
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Case No. 1:17-cv-00817-LJO-EPG (PC)

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS

(ECF NOS. 19 & 20)

14 Paul Jorgenson (“Plaintiff”) is a federal prisoner proceeding *pro se* and *in forma*
15 *pauperis* in this action. The matter was referred to a United States magistrate judge pursuant to
16 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

17 On July 20, 2018, Magistrate Judge Erica P. Grosjean entered findings and
18 recommendations, recommending that this action proceed on Plaintiff’s Federal Tort Claims
19 Act (“FTCA”) “claim against the United States, his Eighth Amendment Bivens claim against
20 the four unknown correctional officers, and his state tort claims for medical negligence and
21 battery against Defendants Haak, Randhawa, and Emanuel Medical Center.” (ECF No. 20, p.
22 12). Judge Grosjean also recommended “that all other claims and defendants be dismissed with
23 prejudice.” (Id.).

24 Plaintiff was provided an opportunity to file objections to the findings and
25 recommendations. The deadline for filing objections has passed, and Plaintiff has not filed
26 objections or otherwise responded to the findings and recommendations.

27 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(B) and Local Rule 304, this
28 Court has conducted a *de novo* review of this case. Having carefully reviewed the entire file,

1 the Court finds the findings and recommendations to be supported by the record and proper
2 analysis.

3 Accordingly, THE COURT HEREBY ORDERS that:

- 4 1. The findings and recommendations issued by the magistrate judge on July 20,
5 2018, are ADOPTED in full;
- 6 2. This case will proceed on Plaintiff's FTCA claim against the United States, his
7 Eighth Amendment Bivens claim against the four unknown correctional officers,
8 and his state tort claims for medical negligence and battery against Defendants
9 Haak, Randhawa, and Emanuel Medical Center;
- 10 3. All other claims and defendants are DISMISSED;
- 11 4. The Clerk of Court is DIRECTED to reflect the dismissal of defendant Thomas
12 Moore, M.D., on the Court's docket; and
- 13 5. This case is referred back to the magistrate judge for further proceedings.

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15 IT IS SO ORDERED.

16 Dated: August 31, 2018

/s/ Lawrence J. O'Neill
17 UNITED STATES CHIEF DISTRICT JUDGE
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